

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation**

Master File No. 1:00-1898  
MDL 1358 (SAS)  
M21-88

**This document pertains to:**

***City of New York v. Amerada Hess Corp. et al.,*  
Case No. NY-04-CV-03417**

**NOTICE OF DEFENDANTS' JOINT MOTION *IN LIMINE* TO EXCLUDE  
EVIDENCE AND ARGUMENT REGARDING OTHER MTBE LITIGATION**

**PLEASE TAKE NOTICE** that on May 11, 2009, at the United States Courthouse at 500 Pearl Street, New York, New York, Defendants to this action hereby move before the Honorable Shira A. Scheindlin, United States District Judge, at the Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, New York for an Order excluding evidence and argument regarding the existence of other MTBE cases, the parties involved in other MTBE cases, the damages alleged in other MTBE cases, and the settlement amounts or verdicts in other MTBE cases. Defendants' motion is based upon its Memorandum of Law filed concurrently herewith, and any reply brief or oral argument that may be submitted or made by the Defendants in connection with this motion.<sup>1</sup>

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<sup>1</sup> This motion is filed on behalf of Exxon Mobil Corporation; ExxonMobil Oil Corporation; Mobil Corporation; Lyondell Chemical Company; Equistar Chemicals, LP; Crown Central LLC; and Total Petrochemicals USA, Inc.

Dated: New York, New York  
May 11, 2009

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter John Sacripanti', is written over a horizontal line.

Peter John Sacripanti (PS 8968)

James A. Pardo (JP 9018)

Stephen J. Riccardulli (SR 7784)

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*Attorneys for the Exxon Mobil Corporation  
Defendants and on behalf of all remaining  
Defendants*